

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**CITY OF MEMPHIS**

**March 3, 2009**

**3:30 P.M. SCHEDULED SESSION**

**3:37 P.M. MEETING COMMENCED**

**ROLL CALL:** William Boyd, Joe Brown, Harold Collins, Kemp Conrad, Shea Flinn, Edmund Ford, Jr., Janis Fullilove, Wanda Halbert, Reid Hedgepeth, Bill Morrison, Jim Strickland, Barbara Swearengen Ware and Chairman Myron Lowery

**THE MEETING WAS CALLED TO ORDER  
BY SERGEANT-AT-ARMS**

**INVOCATION**

The meeting was opened with prayer by Bishop William Young from The Healing Center. Councilman Collins presented Bishop Young with a certificate naming him Chaplain of the day.

**These minutes record the agenda items and the action taken by the Council on such items. The full text of the original of the ordinances, resolutions and supporting documents, including an audio recording of Council's deliberations are filed and maintained in the office of Council Records/Records Management, Room 2B-08. The original ordinances and/or resolutions adopted by the Council shall control in the event of any conflict between the description in these minutes and the original documents, ordinances and/or resolutions.**

**MINUTES**

Approval of the Minutes of the regular meeting of February 17, 2009 with the following motion:

MOTION: Flinn  
SECOND: Ford  
AYES: Collins, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
Boyd, Brown and Conrad did not cast a vote

**APPROVED**

6. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE EAST OF TILLMAN STREET, CONTINUING TO THE NORTH SIDE OF JOHNSON AVENUE, CONTAINING 8.67 ACRES IN THE SINGLE FAMILY RESIDENTIAL (R-S6) DISTRICT.**

Case No. PD 08-335

Held until March 17, 2009

8. **ORDINANCE REZONING THE SOUTH SIDE OF MACON ROAD, OPPOSITE DEXTER LANE INTERSECTION CONTAINING 5.44 ACRES IN THE SINGLE FAMILY RESIDENTIAL (R-S6) AND GENERAL OFFICE (O-G) DISTRICTS, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5299

Case No. Z 08-118

Held until March 17, 2009

1. **RESOLUTION RECOGNIZING THE ARC OF THE MID-SOUTH AS THEY PLAN FOR NATIONAL DISABILITY AWARENESS MONTH.**

MOTION: Collins  
SECOND: Morrison

**APPROVED**, unanimous voice vote

2. **RESOLUTION RECOGNIZING THE BROAD AVENUE ARTS DISTRICT.**

MOTION: Strickland  
SECOND: Morrison

**APPROVED**, unanimous voice vote

3. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE EAST SIDE OF FOREST HILL-IRENE ROAD; +/-597 FEET NORTH OF EAST SHELBY DRIVE, CONTAINING 54.10 ACRES AND IS CURRENTLY GOVERNED BY FOREST CREEK PLANNED DEVELOPMENT, 2<sup>ND</sup> AMENDMENT (P.D. 02-365CC).**

Case No. PD 08-331cc

Chairman Lowery recognized the following people who spoke from the audience:

Suresh Arumugham, 9293 Breakstone Cove, 38017  
Karl Birkholz, 8560 Old Creek Road, Memphis, TN. 38125  
Linda Davis, 4620 Barkley Glen Dr., 38017  
Carrie L. Harris, 9390 Barkley Dale Drive, 38017  
Jatin Mehta, 9293 S. Fairmont Cir., Collierville, TN. 38017

Kannan Velchamy, 9283 Breakstone Cove, 38017  
Steve Webster, 9241 Forest Island Drive, 38017

Applicant: Edward Rose Properties, Inc.  
Tetra Tech, Inc.-Frank Gianotti – Representative

Request: Planned development amendment to allow 432 multi-family  
residential apartments and 140 independent senior living  
apartment units

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Morrison

SECOND: Conrad

AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Hedgepeth, Morrison,  
Strickland, Ware and Chairman Lowery  
Halbert abstained

**APPROVED**, as amended

4. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE  
NORTHWEST CORNER OF LOWRANCE ROAD AND STANSELL COURT,  
CONTAINING 4.39 ACRES AND IS REGULATED BY THE APPROVED CONDITIONS  
FOR PARCEL 11 OF STANSELL CROSSING PLANNED DEVELOPMENT (P.D. 05-  
360CC).**

Case No. PD 08-332cc

Applicant: PEMEX, INC (Haitham Aloysef)  
Prime Development Group (Michael Fahy) – Representative

Request: Amend Parcel 11 to permit a religious institution with accessory  
uses to include Day Care, Lighted Ballfields, and  
fellowship/meeting space

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Morrison

SECOND: Boyd

AYES: Boyd, Brown, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland,  
Ware and Chairman Lowery  
Collins and Conrad did not cast a vote

**APPROVED**

5. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTHWEST CORNER OF DEXTER ROAD AND APPLING ROAD, CONTAINING 6.53 ACRES AND IS CURRENTLY GOVERNED BY APPLINGWOOD PLANNED DEVELOPMENT, 2<sup>ND</sup> AMENDMENT (P.D. 97-376CC).**

Case No. PD 08-333cc

Applicant: Dancy Investments, Inc.  
Prime Development Group, Inc. – Michael Fahy – Representative

Request: Planned development amendment to allow a commercial-indoor amusement facility for ice hockey in Area 'C' of the Outline Plan

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Morrison

SECOND: Boyd

AYES: Boyd, Brown, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
Collins and Conrad did not cast a vote

**APPROVED**

7. **ORDINANCE AMENDING THE MEMPHIS AND SHELBY COUNTY ZONING ORDINANCE-REGULATIONS, ADOPTED BY THE SHELBY COUNTY BOARD OF COMMISSIONERS ON OCTOBER 6, 1981 AND BY THE COUNCIL OF THE CITY OF MEMPHIS ON OCTOBER 7, 1981, SO AS TO MAKE CERTAIN CHANGES THEREIN, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5297

Case No. ZTA 07-004cc

Chairman Lowery recognized the following people who spoke from the audience:

Randall Swaney, 746 Pisgah Rd., 38028

Homer Branan, One Commerce Square, Memphis, TN. 38103

Request: Various amendments to the Memphis and Shelby County Zoning Ordinance Sign Regulations as follows:

Revisions to the regulations governing temporary signs to remove references to types of signs by content.

Add new regulations for flashing, moving and changeable signs to address new, digital displays on both on premise and off premise signs.

Add severability provisions to insure that if one provision of the ordinance is declared unconstitutional by a court, the remainder shall remain in effect.

Various improvements throughout the ordinance to solve known ambiguities for improved enforcement.

LUCB and OPD recommendation: APPROVAL

MOTION: Morrison

SECOND: Boyd

AYES: Boyd, Brown, Collins, Conrad, Ford, Fullilove, Morrison, Ware and  
Chairman Lowery

NAYS: Hedgepeth and Strickland  
Flinn recused  
Halbert did not cast as vote

**APPROVED**, as amended

**CONSENT AGENDA – Items 9 - 12 may be acted upon by one motion: SEE PAGE 2821 FOR ROLL CALL**

9. **RESOLUTION ACCEPTING BUCKINGHAM FARMS PD, PHASE 15, PARCEL E AND AUTHORIZING RELEASE OF BOND.**

Case No. PD 95-310cc  
(Contract No. CR-4267AM)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located south of Nonconnah Parkway, east of Hacks Cross Road. The standard improvement contract was approved on October 20, 1998. Resolution also authorizes the release of the bonding instruments in the total amount of \$97,500.00. This action is subject to County approval.

City Engineer recommends approval

**APPROVED**

10. **RESOLUTION APPROVING FINAL PLAT OF DASELER S/D.**

Case No. S 08-019cc

Resolution approves the final plat located south of Locke Road, west of Walsh Road. This action is subject to County approval.

City Engineer recommends approval

**APPROVED**

11. **RESOLUTION APPROVING CONTRACT TIME EXTENSION FOR RIDGEMENT TRAILS SUBDIVISION, SECTION B.**

Case No. S 01-037  
(Contract No. CR-5102)

Resolution approves the extension of time from November 20, 2008 to November 20, 2009, for Ridgmont Trails Subdivision, Section B, located on the south side of Egypt Central, west of Old Allen Road.

City Engineer recommends approval

**APPROVED**

12. **NOTATION FROM LAND USE CONTROL BOARD THAT THE FOLLOWING CASE WAS HEARD AND RECOMMENDATION MADE REQUESTING A DATE OF PUBLIC HEARING:**

A. Case No. P.D. 08-336 – Memphis Homebuilders’ Center P.D., Amended

Public Hearing Set for March 17, 2009

**ROLL CALL CONSENT ITEMS**

MOTION: Ford  
SECOND: Conrad  
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Ware and Chairman Lowery  
Brown and Strickland did not cast a vote

**APPROVED**

**MLGW FISCAL CONSENT – Items 13-27 may be acted upon by one motion:**

13. **RESOLUTION AWARDING CONTRACT NO. 11320, LOCAL DIAL TONE SERVICES, TO PAETEC IN THE FUNDED AMOUNT OF \$192,000.00.**

**APPROVED**

14. **RESOLUTION APPROVING CONTRACT NO. 11339, INTERLOCAL AGREEMENT BETWEEN MLGW AND THE MEMPHIS HOUSING AUTHORITY, FOR A SERVICES LOAN FOR UTILITY INSTALLATION FOR LEGENDS PARK PLANNED REDEVELOPMENT IN AN ESTIMATED AMOUNT OF \$1,435,000.00.**

**APPROVED**

15. **RESOLUTION APPROVING CHANGE NO. 2 TO CONTRACT NO. 10990, MASTER AGREEMENT FOR SERVICES, WITH EQUIFAX INFORMATION SERVICES, LLC, IN THE FUNDED AMOUNT OF \$150,000.00. (THIS CHANGE EXTENDS THE CURRENT CONTRACT FOR AN ADDITIONAL TERM, MARCH 26, 2009 TO MARCH 25, 2010, TO ALLOW TIME TO FINALIZE THE RFP BID PROCESS FOR A NEW CONTRACT AND TO DEVELOP STRATEGY AND STRUCTURE FOR NEW COLLECTIONS MANAGEMENT).**

**APPROVED**

16. **RESOLUTION APPROVING CHANGE NO. 7 TO CONTRACT NO. 11020, JANITORIAL SERVICES, WITH KIMCO CORPORATION IN THE FUNDED AMOUNT OF \$935,108.00. (THIS CHANGE RENEWS THE CONTRACT FOR THE FOURTH AND FINAL RENEWAL TERM, FEBRUARY 20, 2009 TO FEBRUARY 19, 2010, WHICH INCLUDES THE REQUIRED CITY OF MEMPHIS LIVING WAGE ORDINANCE 3% PAY RATE INCREASE AND THE RESUMPTION OF FULL-SERVICE JANITORIAL SERVICES AT MLGW FACILITIES. THE IMPACT OF THIS CHANGE IS AN INCREASE OF APPROXIMATELY 41.6% OR \$288,319.50 OVER LAST YEAR'S AWARD AMOUNT. THIS CHANGE SUPERSEDES CHANGE NO. 6 APPROVED BY THE BOARD ON JANUARY 22, 2009).**

**APPROVED**

17. **RESOLUTION APPROVING CHANGE NO. 5 TO CONTRACT NO. 11028, SECURITY SERVICES, WITH CDA, INC. IN THE FUNDED AMOUNT OF \$3,308,717.20. (THIS CHANGE RENEWS THE CURRENT CONTRACT FOR THE FOURTH AND FINAL TERM, APRIL 1, 2009 TO MARCH 31, 2010, WHICH INCLUDES A 3% INCREASE IN PERSONNEL RATES, A DECREASED NUMBER OF HOURS FOR THE UNARMED OFFICERS, AN INCREASE IN NUMBER OF HOURS FOR THE UNARMED CONSTRUCTION PERSONNEL AND THE ADDITION OF A LEAD DISPATCHER POSITION).**

**APPROVED**

18. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11061, WIRELESS TELEPHONE SERVICES, WITH AT&T MOBILITY IN THE FUNDED AMOUNT OF \$330,000.00. (THIS CHANGE RENEWS THE CONTRACT FOR THE THIRD OF FOUR RENEWAL TERMS, APRIL 1, 2009 TO MARCH 31, 2010).**

**APPROVED**

19. **RESOLUTION APPROVING CHANGE NO. 3 TO CONTRACT NO. 11193, JANITORIAL SERVICES, WITH KIMCO CORPORATION IN THE FUNDED AMOUNT OF \$212,936.00. (THIS CHANGE RENEWS THE CONTRACT FOR THE SECOND OF FOUR RENEWAL TERMS, FEBRUARY 28, 2009 TO MARCH 1, 2010, WHICH INCLUDES THE REQUIRED CITY OF MEMPHIS LIVING WAGE**

**ORDINANCE 3% PAY RATE INCREASE AND THE RESUMPTION OF FULL-SERVICE JANITORIAL SERVICES AT MLGW FACILITIES. THE IMPACT OF THIS CHANGE IS AN INCREASE OF APPROXIMATELY 71.1% OR \$90,654.81 OVER LAST YEAR'S AWARD AMOUNT. THIS CHANGE SUPERSEDES CHANGE NO. 2 APPROVED BY THE BOARD ON JANUARY 22, 2009).**

**APPROVED**

20. **RESOLUTION APPROVING AMENDMENT NO. 1 TO CONTRACT NO. 11237, INTERLOCAL AGREEMENT BETWEEN MLGW AND MEMPHIS HOUSING AUTHORITY FOR A SERVICES LOAN FOR UTILITY INSTALLATION FOR THE LAMAR TERRACE/UNIVERSITY PLACE PLANNED REDEVELOPMENT, PROVIDING FOR A REDUCTION IN THE ESTIMATED COST FROM \$4,500,000.00 TO \$2,600,000.00 AS A RESULT OF REDESIGN AND A REDUCTION OF THE SEMI-ANNUAL INSTALLMENT PAYMENTS FROM \$500,000.00 TO \$200,000.00.**

**APPROVED**

21. **RESOLUTION AWARDDING CONTRACT FOR A SUBSTATION BATTERY TO SAFT AMERICA, INC. C/O HV SALES COMPANY IN THE AMOUNT OF \$28,253.00.**

**APPROVED**

22. **RESOLUTION AWARDDING CONTRACT FOR TRANE CHILLER R'NEWAL TO TRANE IN THE AMOUNT OF \$43,339.00.**

**APPROVED**

23. **RESOLUTION AWARDDING 24-MONTH CONTRACTS FOR INSTRUMENT TRANSFORMERS AS FOLLOWS:**

HD Supply Utilities.....	\$66,516.00
Utilicor.....	38,354.50
GEC/Durham.....	92,747.10
Total.....	<u>\$197,617.60</u>

**APPROVED**

24. **RESOLUTION AWARDDING 12-MONTH CONTRACT FOR SODIUM HEXAMETAPHOSPHATE TO BREENTAG MID-SOUTH IN THE AMOUNT OF \$624,960.00.**

**APPROVED**



25. **RESOLUTION AWARDING 24-MONTH CONTRACT FOR ELECTRIC METER PEDESTALS AND SOCKETS TO HD SUPPLY UTILITIES IN THE AMOUNT OF \$823,646.91.**

**APPROVED**

26. **RESOLUTION APPROVING PAYMENT OF 2009 ANNUAL MEMBERSHIP DUES TO TENNESSEE VALLEY PUBLIC POWER ASSOCIATION IN THE AMOUNT OF \$51,296.41.**

**APPROVED**

27. **RESOLUTION APPROVING PAYMENT OF ANNUAL PIPELINE SAFETY INSPECTION FEE TO THE TENNESSEE REGULATORY AUTHORITY IN THE AMOUNT OF \$78,000.00.**

**APPROVED**

**MLGW ROLL CALL CONSENT ITEMS**

MOTION: Ware  
SECOND: Collins  
AYES: Boyd, Collins, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
NAY: Conrad  
Brown did not cast a vote

**APPROVED**

28. **APPOINTMENTS**

**Memphis & Shelby County Center City Revenue Finance Corporation Board**

**Appointment**

Walter O. Person

**Reappointment**

Lucy Shaw

**Memphis & Shelby County Music Commission**

**Appointment**

Antonio Parkinson

**Memphis Youth Guidance Commission****Appointment**

Linda Williams

MOTION: Flinn

SECOND: Morrison

AYES: Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
Boyd and Brown did not cast a vote

**APPROVED**

29. **ORDINANCE AMENDING CHAPTER 12-52 OF THE CODE OF ORDINANCES TO BAN THE USE OF PLASTIC CARRIER BAGS DURING PARADES AND PUBLIC ASSEMBLIES; REQUIRE RECYCLE BINS OR BAGS; AND ENCOURAGE USE OF RECYCLED OR RECYCLABLE PRODUCTS, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5298

MOTION: Strickland

SECOND: Morrison

AYES: Boyd, Collins, Conrad, Flinn, Fullilove, Hedgepeth, Morrison, Strickland, and Chairman Lowery

NAYS: Brown, Ford, Halbert and Ware

**APPROVED**, as amended

30. **RESOLUTION FOR MID YEAR CLEAN-UP FOR THE PURPOSE OF ADJUSTING THE FY2009 BUDGET TO REFLECT EXPENDITURE SHIFTS OR REVISED EXPENDITURE PRIORITIES AND TO TRANSFER FUNDS FROM DEBT SERVICE FUND TO THE GENERAL FUND.**

MOTION: Halbert

SECOND: Morrison

AYES: Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
Boyd abstained

**APPROVED**

31. **INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED ONE HUNDRED FIFTY MILLION DOLLARS (\$150,000,000.00) GENERAL OBLIGATION BONDS OF THE CITY OF MEMPHIS, TENNESSEE, PURSUANT TO THE LOCAL GOVERNMENT PUBLIC OBLIGATIONS ACT OF 1986, BEING TITLE 9, CHAPTER**

**21, OF THE TENNESSEE CODE ANNOTATED, FOR THE PURPOSE OF FINANCING THE COST OF PUBLIC WORKS PROJECTS IN THE CITY.**

MOTION: Halbert  
SECOND: Morrison  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery

**APPROVED**

32. **RESOLUTION REQUIRING THE ADMINISTRATION TO BEGIN PROVIDING WRITTEN QUARTERLY FINANCIAL REPORTS OF THE CAPITAL IMPROVEMENT BUDGET, WHICH SHALL ALSO INCLUDE THE AMOUNT OF FUNDS REMAINING FROM ANY COMPLETED PROJECT, INCLUDING CONTINGENCIES AND THE POSSIBLE USES OF THOSE FUNDS.**

MOTION: Conrad  
SECOND: Boyd  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery

**APPROVED**

33. **RESOLUTION APPROPRIATING \$316,000.00 FUNDED BY G.O. BONDS GENERAL TO CONTINUE THE IMPLEMENTATION OF THE URBAN ART PLAN, PROJECT NUMBER EN01003 CHARGEABLE TO THE FY 2009 CAPITAL IMPROVEMENT BUDGET.**

MOTION: Conrad  
SECOND: Hedgepeth  
AYES: Boyd, Brown, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland and Chairman Lowery  
NAYS: Collins and Ware

**APPROVED**

34. **RESOLUTION AUTHORIZES THE SALE OF CITY OWNED PROPERTY LOCATED AT 897 N. SECOND ST. (02200200012) IN THE NORTH MEMPHIS AREA TO NORTH MEMPHIS C.D.C. IN THE AMOUNT OF ONE DOLLAR (\$1.00.).**

MOTION: Ford  
SECOND: Morrison  
AYES: Boyd, Brown, Flinn, Ford, Fullilove, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
Collins and Conrad did not cast a vote  
Halbert abstained

**APPROVED**

35. **RESOLUTION AUTHORIZES THE SALE OF CITY OWNED PROPERTY LOCATED AT 931 N. THIRD ST. (002201200002) IN THE NORTH MEMPHIS AREA TO NORTH MEMPHIS C.D.C. IN THE AMOUNT OF ONE DOLLAR (\$1.00).**

Director of Housing and Community Development recommends approval

MOTION: Ford  
SECOND: Fullilove  
AYES: Boyd, Brown, Collins, Conrad, Ford, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
Halbert abstained  
Flinn and Fullilove did not cast a vote

**APPROVED**

36. **RESOLUTION AMENDING THE FY2009 RIVERFRONT DEVELOPMENT CORPORATION'S CAPITAL IMPROVEMENT PROGRAM FUND TO INCLUDE GA01003, MUD ISLAND PLAYGROUND AND CHICKASAW HERITAGE PARK WALKING TRAIL AND ESTABLISH AN ALLOCATION AWARD OF \$397,000.00 IN THE CONSTRUCTION LINE FUNDED BY G.O. BONDS GENERAL AND APPROPRIATE SAID ALLOCATION FOR CONSTRUCTION.**

**(Councilman Flinn made a motion to take two separate votes on this item, one for the Playground and one for the Walking Trail. This motion was seconded by Councilwoman Fullilove. After a brief discussion, Councilman Flinn withdrew his motion to take two separate votes and made a motion for this item to be held).**

**(Special Item #1 – Councilman Flinn's motion)**

MOTION: Flinn  
SECOND: Morrison  
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland and Ware  
NAYS: Brown and Chairman Lowery

Held until March 17, 2009

37. **RESOLUTION SUPPORTING TRUTH IN SENTENCING STATE LAWS.**

MOTION: Strickland  
SECOND: Ford  
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Morrison, Strickland, Ware and Chairman Lowery  
Brown did not cast a vote

**APPROVED**

38. **RESOLUTION ALLOCATING AND APPROPRIATING \$3,187,087.00, CIP PROJECT NUMBER PS01009, FUNDED BY G.O. BONDS GENERAL AND LOCAL OTHER CIP FOR THE MOTOR VEHICLE INSPECTION STATION.**

MOTION: Brown  
SECOND: Ford  
AYES: Boyd, Brown, Collins, Conrad, Ford, Fullilove, Halbert, Morrison, Ware and Chairman Lowery  
Flinn, Hedgepeth and Strickland did not cast a vote

**APPROVED**

39. **RESOLUTION APPROPRIATING \$75,000.00 FUNDED BY PAY-AS-YOU-GO CAPITAL IN METAL MUSEUM, PROJECT NUMBER PW04073 FOR ARCHITECTURE AND ENGINEERING SERVICES.**

**(Councilman Boyd made a motion to hold this case, but after a brief discussion, he withdrew his motion).**

MOTION: Boyd  
SECOND: Conrad  
AYES: Boyd, Collins, Conrad, Ford, Fullilove, Halbert, Morrison, Strickland, Ware and Chairman Lowery  
Brown, Flinn and Hedgepeth did not cast a vote

**APPROVED**

40. **RESOLUTION APPROVING THE COMPLETION OF PLANS AND SPECIFICATIONS AND TAKING OF BIDS FOR THE COLLINS YARD BUILDING, CIP PROJECT NUMBER PW04067 AS PART OF THE FY 09 CAPITAL IMPROVEMENT PROGRAM AT AN ESTIMATED CONSTRUCTION COST OF \$3,150,000.00 FUNDED BY G.O. BONDS GENERAL.**

MOTION: Boyd  
SECOND: Morrison  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Morrison, Strickland, Ware and Chairman Lowery  
Hedgepeth did not cast a vote

**APPROVED,** as amended

41. **RESOLUTION APPROPRIATING \$1,044,648.00 FUNDED BY SEWER FUNDS FOR NONCONNAH INTERCEPTOR REHAB FY 09, PROJECT NUMBER SW02079 FOR A CONSTRUCTION CONTRACT WITH SOUTHEAST PIPE SURVEY, INC.**

MOTION: Boyd  
SECOND: Fullilove  
AYES: Boyd, Brown, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Strickland, Ware and Chairman Lowery  
Hedgepeth and Morrison did not cast a vote

**APPROVED**

42. **RESOLUTION APPROPRIATING \$62,678.00 FUNDED BY G.O. BONDS (STORM WATER) FOR CARSON STREET IMPROVEMENTS, PROJECT NUMBER ST03116 FOR A CONSTRUCTION CONTRACT WITH FERRELL PAVING, INC.**

MOTION: Boyd  
SECOND: Ford  
AYES: Boyd, Collins, Conrad, Flinn, Ford, Fullilove, Halbert, Strickland, Ware and Chairman Lowery  
Brown, Hedgepeth and Morrison did not cast a vote

**APPROVED**

**INTRODUCTION OF ITEMS ON MATTERS BY THE GENERAL PUBLIC:**

Chairman Lowery recognized the following people who spoke from the audience:

Minister Yahweh, 775 Porter, Memphis, TN. 38126  
E.J. Williams, 3396 Venson Dr., Bartlett, TN. 38135  
Rosemary Winters, 1168 Rozelle St., Memphis, TN. 38116  
Yvonne Acey, 5340 Norma Drive, Memphis, TN. 38109  
Susan Jackson, 4194 Philsdale, Memphis, TN. 38111  
Walter Broady, III, 4256 Ledbetter Cove, Memphis, TN. 38109

**ADJOURNED MEETING AT 7:50 P.M.**

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Upon statement of the Chairman, without objection, the meeting was adjourned, subject to the call of the Chairman.

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C H A I R M A N

Attest:

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Deputy Comptroller/Council Records